AMERICAN FEDERATION OF LABOR

WEEKLY NEWS SERVICE

AGITATE! EDUCATE! ORGANIZE!

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The A. F. of L. Weekly News Letter contains a brief summary of important matters affecting labor, occurring in the industrial, legislative, and judicial fields, and such other information that will benefit the trade union movement.

Non-Partisan Labor Board Member Ignores Oath; Would Outlaw Strike

New York, Dec. 24.—Does congress make federal laws when Benjamin Hooper of the railroad labor board and his secret backers give the word?

According to a speech before railroad officials in this city by Mr. Hooper, members of congress are order takers. In discussing railroad strikes, he said railroad employes have no right to quit in concert, and

"If this is not the law, it ought to be, and it will be."

Five other members of the railroad labor board were present. They came from Chicago to attend this meeting.

It was an unusual spectacle. The vice chairman of a board, charged with adjusting grievances between employer and employed, and who is under oath to fulfill the intent of the law, standing before several hundred railroad executives and declaring that there ought to be a "can't-strike" law—and there will be such legislation.

Probably no one holding an important judicial position in this country ever exhibited such partisanship as did this representative of the public group on the railroad labor board.

Mr. Hooper revamped the old, threadbare arguments for "can't-strike" legislation that have been discredited in every country where the scheme has been applied. He talked of an "impartial tribunal"—appointed as an "impartial" one as some of the public group on the present labor board, who were appointed on the theory of fairness, and who now demand handcuff legislation for labor.

The partisanship of Mr. Hooper was most apparent when he lectured labor without stint and smoothed over the managers' defiance of the board's orders as follows:

"On account of the fact that the holiday season of peace and good will is so near I will not mention anybody that has violated the board's decisions. It is not in good taste to hang lemons on the Christmas tree."

Mr. Hooper was equally solicitious for the managers of the Pennsylvania railroad, who have repeatedly flouted the board's orders and who have secured an injunction to stop the board from calling a public's attention to this defiance. Instead of thundering against the offending railroad, and demanding that it obey the law, Mr. Hooper takes this sickly comment:

"Personally, I am glad that this honest difference of opinion as to the meaning of the law is to be judicially settled. The labor board is not sensitive about law suits brought against it."

The speech was so offensively partisan that the question arises: Is it part of a plan to discredit the board and thereby make the list of the railroads against the labor sections of the railroad act easier?

SUBSIDY NOT NEEDED IF LAW IS ENFORCED

San Francisco, Dec. 24.—The revived ship-subsidy agitation is discussed in the current issue of the Seamen's Journal, which suggests that if vessel owners get fearful of the cheap-wage competition of foreign ship owners, let them look at the La Follette seamen's law and be enforced.

This law permits crews of foreign ships to leave their ships on arrival at American ports. Foreign government was a slave catcher for the foreign ships. Under the seaman's law the only way they can hold employes is to pay American wages, as the La Follette act defines foreign ships of the only advantage they formerly had.

"Those who at all inclined to hold an ear to this alien-inspired propaganda against seamen's law should take anything for granted without due investigation," says the Seamen's Journal.

All that is required is enforcement of existing law and there will be no need for subsidies to rebuild the American merchant marine. Yet, it is probably another prime reason which prompts the howl of protest from certain Americans, the said-be subsidy grabbers know that the La Follette seamen's act will be enforced, will put an end to their wild dreams of substantial gifts, in the shape of ship subsidies from the national treasury.

Figures clearly illustrating the "accident" public enthusiasm for an American-owned merchant marine and the shipping' desire for easy operation in using the American-owned bottoms are contained in a report compiled from data furnished by the statistical division of the United States shipping board on September, 1921, showing that foreign ships carried 67 per cent of the export and 66 per cent of our import trade."

ATFIELD MURDERERS ACQUITTED BY JURY

Welch, W. Va., Dec. 24.—The exhibit has happened—C. E. Lively, Lively-Feltz detective and active agent of the coal operators acquitted of the charge of murdering Sid Hatfield. Hatfield and Chambers were killed on the steps of the court house by Lively and two other thugs last July. The murdered men were unarmed. They came to which to answer an indictment which involved them in a dispute between the Logan coal operators and Mingo miners in accepting a wage cut.

This company, practically the private property of John D. Rockefeller, exploits the coal mines of Mingo county, one of the richest in the world, and without the slightest interference from "American" law or anything else, whatever, 'martial law,' the contrivance that capitalists use when they need it, dominates the county. The ordinary civil law processes, was declared, and an ex-policeman and ex-deputy sheriff, Lively, head of the state of Colorado to be used in the state of Indiana to "protect" the will of their industrial masters.

"The old order has changed for Colorado. The old forms are still in the state of Indiana, where, in fact an industrial autocracy. Colorado's real rulers do not hold office, but the industrial masters who stand behind the scenes and pull the strings."

MORE JAPS IN HAWAII.

Honolulu, Dec. 24.—New Japanese families have poured into the territory of Hawaii at the rate of 1,400 a year in the 10-year period from 1910.

Government figures show that in the decade between July 1, 1910, and June 30, 1921, Japanese wives numbering 14,686 came from Japan to Hawaii to join their husbands.

On the very moderate basis of five children to a family, the Japanese immigrants represent the potential nucleus of an additional population of the Japanese population as of 1910 of about 58,000.

The Japanese birth rate in Hawaii is the highest in the world, 46.7 per 1,000 of population, as against 25.1 in Japan proper.

Of the number of Japanese women entering Hawaii in that period 10,477 were "picture brides" of Japanese wives, married in Japan, who came to join their husbands already here.

Investigation has demanded that the government investigate their charges.

WORKERS WANT WORK.

Chicago, Dec. 24.—"What the workers want is work, not compensation," said William J. Mack, in a speech in this city. Mr. Mack was chairman of the ladies' garment industry in Cleveland in 1920.

"Paralyzing fear of unemployment causes a loss of efficiency and productivity," said Mr. Mack. "The removal of that fear is quite as much a gain for the manufacturer as for the worker."

CARPENTERS GAIN.

Yonkers, N. Y., Dec. 24.—Organized carpenters in this county have signed an industrial convention in this city, expires July 1, 1922.

LIVING WAGE THEORY IS NOT CONSIDERED

Washington, Dec. 24.—The reversal of the general principle of education" in the present economic reaction is seen by the social action department of the national Catholic welfare council, which says the living wage principle "is not only neglected in theory, but widely violated in practice."

The present movement for wage reductions," it is stated, "disregards almost entirely the question of justice. Some times the demand for lower wages is expressed in the brutal language of economic materialism: 'Labor must be liquidated.' Some times it is stated in terms that have a false appearance of fairness: 'Wages must go down with prices.' Scarcely ever is the question asked: 'Will the reduced wages afford the workers and their families a decent livelihood?'

"Since the war we have seen a reversal of this great process of moral education. In the last few months the reaction has attained such momentum that the living wage principle is not only neglected in theory, but widely violated in practice. The remuneration of immense numbers of employees has been reduced to $2 a day, and even less. Three dollars a day is not even a living wage for the father of a family. In 1914 no competent authority placed the cost of maintaining a man and wife and three small children at less than $2.50 per day. The United States bureau of labor statistics informs us that the living cost of living was in September, 1921, 76½ per cent higher than in 1914. The national industrial conference board, a bureau conducted by the employers' associations, estimates the increase in the living costs during the same period as 63 1-10 per cent."

Remove War Causes, Church Men Plead

New York, Dec. 24.—A peace system must be established if war is to be outlawed, declares the federal council of the churches of Christ in America in a public statement. The council represents the Protestant churches of America.

"The church men say that the arms conference has made a good beginning, "but as a nation we must press on to matters of greater importance and still more fundamental clarity.

"Provision has not yet been made for the general reduction of land armaments. That which now constitutes the world is chemical and air plane and submarine warfare.

"War itself must be outlawed. We believe that there in one way, and only one way, by which we can. We must first establish a peace system. Methods must be found by which to assure full security, equal rights and fair economic opportunity for all nations and all peoples alike.

"Mere disarmament by itself alone will not stop war. Only the firm establishment of the institutions of justice and of liberty under the law, maintained by effective sanctions in the hands of law-abiding and peace-loving nations, can possibly banish war from among the affairs of men."

"We believe in a warless world and dedicate ourselves to its achievement."

EARLY LABOR HARMFUL.

Washington, Dec. 24.—The evil effects of premature child labor are to labor either in agriculture or industry is one of the features of the thirty-first report, that of Miss Julia C. Lathrop, chief of the United States children's bureau. This is the last report of Miss Lathrop. It was written on the eve of her resignation, last August.

In a study of children employed in the sugar beet industry, it is stated that "an average age of only 11 years was found among the child workers in the sugar beet fields studied."

Similarly, says Miss Lathrop, "the task of social study is progressive and can not be completed. Thus far the bureau has made a good beginning in performing the vast task assigned to it."

Since Miss Lathrop's report was written congress has enacted the Sheppard-Towner law for the promotion of the welfare and hygiene of maternity and infancy. This will call for an additional appropriation for the children's bureau over the current year of $1,450,000, $50,000 of which will be available for federal administering, the balance to be apportioned to the states when they accept the provisions of the act and appropriate an amount equal to their federal allotment.

MEAT BARONS BOOST PRICES.

New York, Dec. 24.—The strike of butcher workmen in this vicinity is an excuse for meat barons to boost prices, although the statement to the public that the strike and increased prices is merely a "coincident."

The union says the "big five" packers are maintaining meat prices on a "profiteering level by preventing independent concerns from increasing their business during the strike.

There are some 25 meat packing concerns in New York and Jersey City against whom no strike has been called," the unionists say. "The 'big five,' however, control the output of the business done by the independents by controlling 93 per cent of the available slaughtering space in New York and Jersey City.

Slaughtering can be done only on the ground set aside by city authority for that purpose. The 'big five' have three tracts where this can be done. The 'big five' control two of these tracts completely, and 94 per cent of the other."

The union has demanded that the government investigate their charges.

EMPLOYERS ARE AGAIN BLAMED FOR RESTRICTED PRODUCTION

New York, Dec. 24.—Once again have anti-unionists and their editorial and political cuckoos ignored the challenge of mechanical engineers that employers are inefficient and responsible for restricted production.

The first challenge was when a committee representing the American society of mechanical engineers, after a survey of industry, published figures to prove their statement.

The second challenge is by Fred J. Miller, past president of the society, who stated in a speech before 2,000 engineers, manufacturers and educators that labor's inefficiency is insignificant compared with the employers.

"Too many there are," he said, "who would place inefficiency entirely upon the employe. Production has been and is restricted by workers, organized and unorganized, and most of such restriction is wrong, economically, if not ethically.

"In most industries, however, I think it can easily be shown that restriction of production by workers is insignificant compared with the restrictions caused by financial juggling; by avoidable irregular employment of labor and of plant; by unnecessary large inventories; by inadequate control of the movement of material through the works; by inadequate or entire absence of provision for teaching or training, and by absence of effective means of recording attainments of workers."

Mr. Miller also stated that "the transcendent importance of the human element in our industries" must be fully recognized.

Anderson's Check Off Injunction Is Set Aside

Chicago, Dec. 24.—Federal Judge Anderson's injunction, issued against the miners' check-off system has been set aside by the United States court of appeals. The decision was signed by Judges Baker, Alschuler and Page.

In ordering Judge Anderson to revise his injunction, the court instructs him to, have in mind the complaint of the Borderland coal corporations does not attempt to oust the United States interfering with their business. It is voluntarily entered into between coal owners and their employes. These coal companies, the court of appeals says, should not be included in Judge Anderson's injunction as they did not ask for an injunction and were not even named in the bill. The court further instructs Judge Anderson to issue a temporary injunction, as requested by the Borderland coal corporations, and then have the case argued on its merits.

When this corporation asked for an injunction, Judge Anderson brought high glee to anti-unionists by going outside his domain, as the court of appeals shows, and attacking the check-off system, elsewhere. He took it upon himself to announce that the so-called Western Virginia "conspiracy" was possible because union miners throughout the country were aiding. Next Virginia strikers. To end this "conspiracy" he enjoined the check-off system of collecting dues.

Now the court of appeals tells Judge Anderson that "out of" his action-saving stunt, and pass on matters before him in a manner that befits a judge.

STATE LAW BASED ON CLAYTON ACT HELD VOID BY U. S. SUPREME COURT

Washington, Dec. 24.—In a 5-to-4 decision, handed down by Chief Justice Taft, the United States supreme court has set aside an Arizona statute which prohibits the issuance of injunctions in labor disputes unless necessary to prevent irreparable injury to property or a property right." Justices Brandeis, Pitney, Clarke and Holmes dissented.

The Arizona law is similar to section 20 of the Clayton act, passed by congress in 1914. Chief Justice Taft explained that the court's decision does not invalidate the Clayton law because "the equality clause of the fourteenth amendment (federal constitution) does not apply to congressional, but only to state, action."

The case came before the court as a result of a boycott against a Bisbee (Ariz.) restaurant, owned by William Truax, who refused to grant an eight-hour day to employes. He was denied an injunction in the Arizona courts, which held that the law of that state prohibits these writs when property is not injured, and that patronage is not property.

"No man has a vested right in the esteem of the public," said the Arizona supreme court. "While the plaintiff (Truax) had a clear right to refuse the demand of the union, the union had a right to advertise the cause of the strike."

In reversing this decision, Chief Justice Taft held that patronage is a property right and must be protected by the fourteenth amendment.

The court took the same position in this boycott case as in the Granite City picketing case—that there must be no importuning by workers to win public sentiment.

The court expressed displeasure at boycott methods that stir the public's emotions by a recital of the workers' wrongs, even though the methods were not criminal, but resulted in a successful boycott.

The case came before the court on appeal from a decision made "a simple statement of the fact of the strike and a request to withhold patronage."

The chief justice failed to state how he reconciled his two positions:

First, patronage is property and can be protected against a boycott by an injunction. Second, workers have the right to take this alleged "property" from an owner (?) if they use dancing master methods